

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE  
LITIGATION

MDL No. 1456

CIVIL ACTION: 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:  
TRACK TWO SETTLEMENT

Judge Patti B. Saris

**[PROPOSED] ORDER GRANTING CLASS PLAINTIFF'S  
MOTION FOR APPROVAL OF REVISED NOTICE PLAN AND  
SCHEDULE FOR FINAL APPROVAL OF THE TRACK TWO SETTLEMENT**

THIS MATTER is before the Court on Class Plaintiff's motion for approval of revised notice plan and schedule for final approval of the Track Two Settlement. The Court, having considered all pleadings in support and in opposition thereto, and being fully advised in the premises, hereby

GRANTS Class Plaintiff's motion for approval of revised notice plan and schedule for final approval of the Track Two Settlement by approving 1) the revised Notice Plan; 2) the forms of Notice attached as Exhibits 2-8; and 3) the revised schedule set forth below:

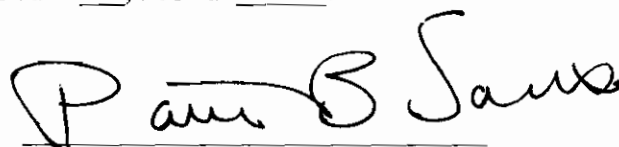
February 12, 2011	Initial Direct Mail Notice to Potential Track Two Class 1 Members With Class A Drug Administrations To Be Completed
March 30, 2011	Deadline For Return of Initial Notice Cards by Class 1 Members with Class D Drug Administrations
April 4 – April 24, 2011	National Media Notice (TV, Print Publication) Appear

April 28, 2011	Class Counsel to File Motion for Attorney's Fees
May 24, 2011	Deadline for All Class 1 Members to Comment, Object or Request Exclusion from the Settlement
June 1, 2011	Class Counsel to File Final Approval Papers and Recommendations on Use of Any Excess Settlement Funds
June 13, 2011 AT 2:00 PM	Final Approval Hearing (based on the Court's preference and availability)
July 1, 2011	Class 1 Claims Filing Deadline

The final approval hearing is hereby rescheduled to June \_\_, 2011 at \_\_\_\_\_.

IT IS SO ORDERED.

DATED: 2/9/2011



Hon. Patti B. Saris  
United States District Court Judge